



Launched by Motorola

freescale
semiconductor

FAX

LAW DEPARTMENT

DATE: September 26, 2004

TO: MAIL STOP ISSUE FEE (703) 305-8283
 (ADDRESSEE) (EXTENSION)

USPTO (703) 746-4000
 (LOCATION) (FAX NUMBER)

FROM: Robert King/Pat Thomas (512) 996-6839
 (SENDER) (EXTENSION)

TOTAL NUMBER OF PAGES 6 (including this page)

IF YOU HAVE ANY TROUBLE OR QUESTIONS WITH TRANSMISSION, OR HAVE RECEIVED IT IN ERROR,
 PLEASE CALL:(512) 996-6839

Docket No.: SC12828TP
 Applicant: Craig T. Swift et al.
 Serial No.: 10/601,256
 Art Unit: 2818
 Filed: June 20, 2003
 Class: 365-174000

ALL ITEMS MARKED WITH AN "X" ARE INCLUDED:

1.	X	1 page Facsimile Cover Sheet
2.	X	1 page PTOL-85B Issue Fee Transmittal (in duplicate)
3.	X	1 page Issue of Patent to Assignee Pursuant to 37 CFR 3.81
4.	X	2 page Comments on Statement of Reasons for Allowance

Paid by Deposit Account: 503079, Freescale Semiconductor, Inc. \$1630

FREESCALE SEMICONDUCTOR LAW DEPARTMENT
 7700 W. PARMER LANE MD: TX32/PL02
 AUSTIN, TEXAS 78729
 Fax Number (512) 996-6854

NOTICE: This facsimile transmission may contain information that is confidential, privileged or exempt from disclosure under applicable law. It is intended only for the person to whom it is addressed. Unauthorized use, disclosure, copying or distribution may expose you to legal liability. If you have received this transmission in error, please immediately notify us by telephone (collect) to arrange for return of the documents received and any copies made. Thank you.



DOCKET NO SC12828TP

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S)	Craig T. Swift et al.	GROUP ART UNIT: 2818
APPLN. NO.:	10/601,256	EXAMINER: Tan Nguyen
FILED:	June 20, 2003	CONFIRMATION NO. 6699
TITLE:	MEMORY WITH MULTIPLE STATE CELLS AND SENSING METHOD	

Certificate of Transmission under 37 C.F.R 1.8

I hereby certify that this correspondence is being
 facsimile transmitted to the Patent and Trademark
 Office on 9-27-04

Pat Thomas
SignaturePat Thomas
Printed Name of Person Signing CertificateISSUE OF PATENT TO ASSIGNEE PURSUANT TO 37 CFR 3.81

Mail Stop ISSUE FEE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Payment of the Issue Fee of this application is concurrently made with the request
 that the application issue in the name of Freescale Semiconductor, Inc. An assignment of all
 rights, title and interest in the instant application from Motorola, Inc. to Freescale
 Semiconductor, Inc. has been previously filed for recordation in accordance with 37 CFR
 3.11, but it is not believed to have been recorded by the USPTO as of yet.

Respectfully submitted,

SEND CORRESPONDENCE TO:
 Freescale Semiconductor, Inc.
 Customer Number: 23125

By: Robert L. King
 Robert L. King
 Attorney of Record
 Reg. No.: 30,185
 Telephone: (512) 996-6839
 Fax No.: (512) 996-6854



DOCKET NO. SC12828TP

UNITED STATES PATENT AND TRADEMARK OFFICE
 APPLICANT CRAIG T. SWIFT et al. GROUP ART UNIT: 2818
 APPLN. NO.: 10/601,256 EXAMINER: TAN NGUYEN
 FILED: June 20, 2003 CONFIRMATION No.: 6699
 TITLE: MEMORY WITH MULTIPLE STATE CELLS AND SENSING
 METHOD

Certificate of Transmission under 37 C.F.R. 1.8

I hereby certify that this correspondence is being
 facsimile transmitted to the Patent and Trademark
 Office.

on 9-27-04

Pat Thomas
 Signature

Pat Thomas
 Printed Name of Person Signing Certificate

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

This paper is filed contemporaneous with the filing of the issue fee for this application. Entrance of the comments provided below regarding the statement of reasons for allowance provided by the Examiner is respectfully requested.

FEES

Applicants authorize the charging of Deposit Account No. 503079 (Freescale Semiconductor, Inc.) for any fees owed in connection with this application, or credit Deposit Account No. 503079 (Freescale Semiconductor, Inc.) for any refunds.



DOCKET NO. SC12828TP

REMARKS

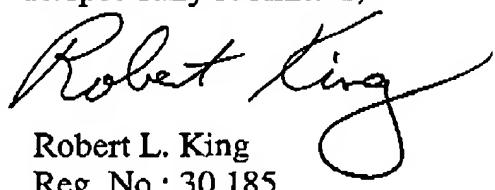
In a communication mailed August 26, 2004, claims 1-30 were allowed. The Examiner provided reasons for allowance of the claims. An error appears in paragraph 3 of page 2 of the Examiner's response. In particular, the statement "Swift et al. failed to show or suggest the provision of...." is incorrect. Applicants believe that the Examiner intended to use a prior art reference of record in this statement rather than Applicants' names. Applicants will not speculate on which prior art reference was intended. Also, Applicants neither agree nor disagree with the Examiner's conclusion that the closest prior art is Barry et al., U.S. Patent 6,778,419.

Additionally, the Examiner recited specific features from claims 1-10, 11-18, 19-23 and 24-30 that were not shown or suggested by the prior art as reasons for allowance. However, Applicants' position is that these claim recitals are only exemplary of the differences between the claimed subject matter and the prior art. Applicants submit that each of claims 1-30 is also allowable due to the combination of all limitations in the respective independent claims. It is therefore Applicants' position that the Examiner's reference to specific portions of the independent claims was illustrative and not the only basis for novelty in the allowed claims.

Respectfully submitted,

SEND CORRESPONDENCE TO:

Freescale Semiconductor, Inc.
Law Department
Customer Number: 23125


Robert L. King
Reg. No.: 30,185
Phone No.: 512-996-6839
Fax No.: 512-996-6853